

PROVIDING FOR THE CONSIDERATION OF H.R. 2493,
FORAGE IMPROVEMENT ACT OF 1997

OCTOBER 28, 1997.—Referred to the House Calendar and ordered to be printed

Mr. MCINNIS, from the Committee on Rules,
submitted the following

REPORT

[To accompany H. Res. 284]

The Committee on Rules, having had under consideration House Resolution 284, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

BRIEF SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for the consideration of H.R. 2493, the “Forage Improvement Act of 1997” under a modified open rule. The rule provides for one hour of general debate, with 30 minutes divided equally between the chairman and ranking minority member of the Committee on Resources and 30 minutes divided equally between the chairman and ranking minority member of the Committee on Agriculture. The rule limits the amendment process to three hours. It makes in order the Resources Committee amendment in the nature of a substitute as an original bill for the purpose of amendment.

The rule makes in order, before the consideration of any other amendment, a manager’s amendment offered by Rep. Smith of Oregon or his designee, which is printed in this report, is debatable for 10 minutes equally divided between the proponent and an opponent, is not subject to a demand for a division of the question, and if adopted will be considered as part of the base text.

The rule provides priority in recognition to members who preprint their amendments in the Congressional Record. It allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. Fi-

nally, the rule provides one motion to recommit with or without instructions.

COMMITTEE VOTES

Pursuant to clause 2(1)(2)(B) of House rule XI the results of each rollcall vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee Rollcall No. 72

Date: October 28, 1997.

Measure: H.R. 2493, Forage Improvement Act of 1997.

Motion by: Mr. Moakley.

Summary to motion: To permit any amendment printed in the Congressional Record to be offered, and debated for 10 minutes, even if the time allotted for amendments has expired.

Results: Rejected, 3 to 8.

Vote by Members: Dreier—Nay; Goss—Nay; Pryce—Nay; Diaz-Balart—Nay; McInnis—Nay; Hastings—Nay; Myrick—Nay; Moakley—Yea; Hall—Yea; Slaughter—Yea; Solomon—Nay.

AMENDMENT MADE IN ORDER BY THE RULE

THE AMENDMENT TO BE OFFERED BY REPRESENTATIVE SMITH OF OREGON OR A DESIGNEE

Page 27, line 6, strike “appurtenant to” and insert “associated with”.

Page 27, lines 18 and 19, strike “to which a Federal allotment is appurtenant” and insert “with which a Federal allotment is associated”.

Page 27, beginning on line 20, strike paragraph (4) (and redesignate subsequent paragraphs accordingly).

Page 31, beginning on line 4, strike section 103.

Page 31, line 15, insert “resource” after “of”.

Page 31, beginning on line 16, strike “of forage and related resources”.

Page 32, beginning on line 9, strike subsection (c), and insert the following new subsection:

(c) TYPES AND USE OF DATA COLLECTED.—

(1) USE OF PREVIOUSLY COLLECTED DATA AND INFORMATION.—In addition to using data collected from monitoring conducted under the authority of this section, the Secretary concerned shall consider data and information collected before the date of the enactment of this Act, if available, so long as the historical data and information is objective and reliable.

(2) APPLICATION OF CRITERIA AND PROTOCOLS.—The Secretary concerned shall not accept monitoring data that does not meet the requirements of subsection (a) or (b).

(3) USE OF DATA.—The data and information collected from such monitoring shall be used to evaluate—

(A) the effects of ecological changes and management actions on resources over time;

(B) the effectiveness of actions in meeting management objectives contained in applicable land use plans; and

(C) the appropriateness of resource management objectives.

Page 33, beginning on line 14, strike subsection (b) and insert the following new subsection:

(b) TREATMENT OF LEASE OR SUBLEASE OF BASE PROPERTY.—The leasing or subleasing of the entire base property, or lease of a quantity of base property sufficient to meet the base property requirement of the Secretary concerned, of a person issued a grazing permit or lease shall not be considered a sublease of a grazing permit or lease under subsection (a). The grazing preference associated with such base property may be transferred to the person controlling the leased or subleased base property if the transfer is approved by the Secretary concerned. All terms and conditions of the existing grazing permit or lease shall bind the person controlling the leased or subleased base property.

Page 34, line 5, strike “developed” and insert “or a grazing permit or lease.”.

Page 34, strike lines 18 through 21 and insert the following: “management plan or a grazing permit or lease”.

Page 35, line 3, insert after “plans” the following: “and in that person’s grazing permit or lease”.

Page 35, strike lines 4 through 9, and insert the following:

(c) INCLUSION OF PERFORMANCE GOALS.—A written agreement authorized under subsection (a) shall contain performance goals that—

Page 35, after line 19, insert the following new subsection (and redesignate the subsequent subsection accordingly):

(d) APPLICATION OF OTHER LAWS.—All requirements of law applicable to an allotment management plan and a grazing permit or lease under section 402(d) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1752(d)), including the prohibition against extending the term of an existing grazing permit or lease, shall apply to a written agreement entered into under subsection (a).

Page 36, beginning on line 16, strike paragraph (2).

Page 39, beginning on line 9, strike section 108.

Page 46, line 10, insert after “take effect on” the following: “the first day of the first grazing season beginning after”.